

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE**

UNITED STATES OF AMERICA,

Plaintiff,

v.

ERRICK E. GILMORE,

Defendant.

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**No. 3:09-CR-27
(Phillips)**

MEMORANDUM AND ORDER

On November 25, 2009, the Honorable H. Bruce Guyton, United States Magistrate Judge, filed a Report and Recommendation (“R&R”) [Doc. 25] in which he recommended to deny Defendant’s Motion to Suppress [Doc. 18]. The parties appeared before Judge Guyton for an evidentiary hearing on October 23, 2009. On November 25, 2009, Judge Guyton filed the R&R [Doc. 25]. Neither party has filed objections.

There being no timely objections, *see* 28 U.S.C. § 636(b)(1), and the Court being in complete agreement with the magistrate judge, the R&R [Doc. 25] is hereby **ACCEPTED IN WHOLE**. Accordingly, for the reasons articulated by Judge Guyton in the R&R [Doc. 25], Defendant’s Motion to Suppress [Doc. 18] is **DENIED**.

IT IS SO ORDERED.

ENTER:

s/ Thomas W. Phillips
United States District Judge